

in the United States District Court for the
Middle District of Alabama
Northern Division

James L. West, Jr.,
Plaintiff,

v.

Captain Sengers, et al.,
Defendants.

2008 FEB 20 A 10: 54

DEBRA P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
CASE NO. 08-82-MEF

Motion for Leave to Depose State Prisoner

Come now the Plaintiff and moves the Court for Leave to Depose State Prisoner regarding testimony relevant to the above-styled cause.

Steve Morgan WM/136096 is being held in the administrative segregation unit, Easterning Prison, cell B-36.

This state prisoner witnessed the incident which occurred January 18, 2008 and which forms the basis of the Complaint in this cause.

I am also assigned to the segregation unit, disciplinary section. Unless the Court provides an Order to Louis D. Boyd, Warden, Easterning Prison, to make necessary arrangements for me to take the deposition of this state prisoner, this Court will be denied evidence regarding claims I have made regarding the unnecessary use of excessive force wherein I suffered physical injuries.

Wherefore, premises considered, West prays for appropriate Order to issue to allow him to depose the above named state prisoner.

Respectfully submitted the 19th day of February, 2008.

James L. West, Jr., Prose